IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.6422 OF 2005

Shri Gangaram Bhikaji Kukde ...Applicant
Vs.
The State of Maharashtra ...Respondent

Shri Umesh Mankapure for the Applicant.
Shri R.Y. Mirza, A.P.P. for the Respondent.

CORAM : A. S. OKA, J.
DATE : OCTOBER 04, 2005.

P.C.:

1. Heard the Advocate appearing for the Applicant and the learned A.P.P. for the State. Prayer made for bail is on the ground of parity as well as on the merits. The offence registered against the Applicant and the co-accused is under sections 302, 364, 307, 397 read with section 34 of the Indian Penal Code. In the present case, the material against the Applicant is in the form of extra-judicial confession made by the Applicant in presence of three different witnesses. Moreover, the Chemical Analyser's report shows that there were blood stains on the clothes of the Applicant of the blood group of the deceased and injured person. In view of this material, the Applicant cannot claim parity on the basis of the order date 23rd August, 2005 passed in Criminal Application No.5016 of 2005. In this case, there is enough material on record to show complicity of the Applicant in brutal offence. No case is made out for enlarging the Applicant on bail. Accordingly,

Application is rejected.

JUDGE